

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA
AT HUNTINGTON**

DUSTIN ELSWICK, individually,

Plaintiff,

v.

**Civil Action No. 3:21-cv-00468
Honorable Robert C. Chambers**

**BRIAN D. HALL, individually, XERXES
RAHMATI, individually, SCOTT A.
LOWTHER, individually, RYAN
LOCKHART, individually, PUTNAM
COUNTY COMMISSION, a political
subdivision of the State of West Virginia,
JOHN DOE, an individual,**

Defendants.

**DEFENDANT PUTNAM COUNTY COMMISSION'S
MOTION FOR SUMMARY JUDGMENT**

COMES NOW Defendant Putnam County Commission, by and through its counsel, the law firm of Bailey & Wyant, PLLC, Charles R. Bailey and Celeste E. Webb and for reasons more fully supported in the Memorandum of Law filed contemporaneously herewith, moves this Court for entry of an Order granting summary judgment in his favor and against the Plaintiff.

WHEREFORE, Defendant Putnam County Commission respectfully moves this Court for entry of an Order granting summary judgment to them and against the Plaintiff and for all other relief that this Court deems just and proper.

**Putnam County Commission,
By Counsel,**

/s/ Celeste E. Webb
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of foregoing **DEFENDANT PUTNAM COUNTY COMMISSION'S MOTION FOR SUMMARY JUDGMENT** was served upon the following parties through the Court's Electronic Case Filing (ECF) system on this day, December 7, 2022:

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/s/ Celeste E. Webb

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